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**IN THE UNITED STATES DISTRICT COURT  
FOR THE  
NORTHERN MARIANA ISLANDS**

PAUL MURPHY,

Plaintiff,

v.

ROBERT A. GUERRERO, in his official  
capacity as Commissioner of the Department  
of Public Safety of the Commonwealth of  
the Northern Mariana Islands, and LARISSA  
LARSON, in her official capacity as  
Secretary of the Department of Finance of  
the Commonwealth of the Northern Mariana  
Islands,

Defendants.

Civil Action No. 14-0026

**STIPULATION TO SUBMIT THE  
CALIBER RESTRICTION ISSUE  
ON THE PREVIOUSLY FILED  
BRIEFS**

NOW INTO COURT, comes now Defendant Robert A. Guerrero, in his official capacity as Commissioner of the Department of Public Safety for the Commonwealth of the Northern Mariana Islands, and Larrisa Larson, in her official capacity as Secretary of the Department of Finance for the Commonwealth of the Northern Mariana Islands (collectively "the Commonwealth"), by and through counsel, Charles E. Brasington, and Plaintiff Paul Murphy, pro se, and stipulate to submitting the issue of the caliber restriction on the briefs filed in this case, aside from any minor supplemental arguments based on the testimony of Officer Hosono. As grounds therefore the parties would show the following:

1. The Parties submitted Motions for Summary Judgment previously in this case.
2. These motions for summary judgment dealt to a great extent with the Commonwealth's caliber restriction;
3. After oral argument, but before a decision could be issued, this Court issued its decision in *Radich v. Deleon Guerrero* finding the Commonwealth's handgun ban unconstitutional.
4. Shortly after the *Radich* decision was issued, the Office of the Attorney General submitted a proposed Special Act for Firearms Enforcement ("SAFE").
5. Enacted as Public Law 19-42, SAFE retained the caliber restrictions, though the citation changed to 6 CMC § 10208(6).
6. The change in citation has not greatly affected the Parties arguments, but new provisions of SAFE have come into issue in this case, all requiring individual analysis.
7. Repeating the arguments as to caliber would be unnecessarily duplicative and would not be an efficient allocation of resources for the Parties or the Court.
8. Submitting the caliber restriction issue on the previously filed briefs, aside from minor supplemental arguments will be a more efficient allocation of resources.
9. The Parties will still be prepared to address the caliber issue at oral argument.

Submitted this 29th of July, 2016.

/s/ Paul Murphy  
Paul Murphy  
Pro Se

/s/ Charles E. Brasington  
Charles Brasington  
Assistant Attorney General  
Attorney for Defendants

**CERTIFICATE OF SERVICE**

I hereby certify that the above and foregoing has been electronically filed this 29th day of June, 2016. Further, I certify that a true and correct copy of the foregoing motion was served by electronic mail at Paul.murphy.officialmail@gmail.com.

/s/ Charles E. Brasington  
Charles E. Brasington  
Assistant Attorney General  
Office of the Attorney General